

# Exhibit 130

**From:** Carr, Chris  
**Sent:** Friday, August 18, 2017 4:26 PM  
**To:** 'Zeppetello, Marc@BCDC'  
**Cc:** Vickers, Kevin  
**Subject:** RE: Request for extension

**Importance:** High

Marc:

The 28-day extension, the new deadline of September 25th for Respondents to submit their statement of defense, and the new Enforcement Committee hearing date of October 19th are acknowledged. However, Respondents maintain that an extension of 179 days is well supported by good cause. The 28-day extension granted by the Executive Director is unreasonable in light of the facts that were described in the extension request I emailed to you yesterday. Please note that Respondents have not yet received all of the copies of hardcopy documents that you indicated would be made available by today. Please advise if those copies will be available this afternoon so that we may arrange for a courier to pick them up from BCDC offices before the close of business today.

**Chris Carr**  
Partner

Baker Botts L.L.P.  
[chris.carr@bakerbotts.com](mailto:chris.carr@bakerbotts.com)  
T +1.415.291.6208  
F +1.415.291.6308  
M +1.415.373.2720

101 California Street  
San Francisco, CA 94111  
USA



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**From:** Zeppetello, Marc@BCDC [mailto:[marc.zeptello@bcdc.ca.gov](mailto:marc.zeptello@bcdc.ca.gov)]  
**Sent:** Friday, August 18, 2017 3:11 PM  
**To:** Carr, Chris  
**Cc:** Vickers, Kevin; Zeppetello, Marc@BCDC  
**Subject:** Re: Request for extension

Chris,

I have consulted with the Executive Director regarding Respondents' request for an extension of the 35-day time limit set by 14 CCR 11322(a) and (c) to submit their statement of defense, and he has authorized me to respond on his behalf. This is to

acknowledge that, in conjunction with their request for an extension, Respondents have agreed to waive the 60-day deadline for conducting a hearing under Government Code 66641.6(b).

The Executive Director does not find that Respondents have demonstrated good cause for an extension of 179 days to file their statement of defense, as requested. However, the Executive Director finds that Respondents have demonstrated good cause for a shorter extension of time given: (1) the detailed factual allegations in the Violation Report/Complaint for the Imposition of Administrative Civil Penalties; (2) the large number of violations, of many different conditions and requirements of the BCDC permit for Westpoint Harbor, alleged in the Violation Report/Complaint; and (3) the large number of documents in BCDC's permit and enforcement files for Westpoint Harbor that have been made available to you for inspection and copying or provided to you in electronic form in response to your August 7th Public Records Act request.

Pursuant to 14 CCR 11322(f), the Executive Director grants Respondents a 28-day (*i.e.*, 4 week) extension of the time limit set by 14 CCR 11322(a) and (c) to submit their statement of defense. Respondents statement of defense shall be submitted by no later than September 25, 2017. The hearing before the Commission's Enforcement Committee will be rescheduled for October 19, 2017 (at 9:30 a.m.).

Have a good weekend.

Regards, Marc

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Marc A. Zeppetello  
Chief Counsel  
San Francisco Bay Conservation  
and Development Commission  
455 Golden Gate Avenue, Suite 10600  
San Francisco, CA 94102

Telephone: (415) 352-3655  
[marc.zeppetello@bcdca.gov](mailto:marc.zeppetello@bcdca.gov)

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**From:** "[chris.carr@bakerbotts.com](mailto:chris.carr@bakerbotts.com)" <[chris.carr@bakerbotts.com](mailto:chris.carr@bakerbotts.com)>  
**Date:** Friday, August 18, 2017 at 10:19 AM  
**To:** Marc Zeppetello <[Marc.Zeppetello@bcdca.gov](mailto:Marc.Zeppetello@bcdca.gov)>  
**Cc:** "[kevin.vickers@bakerbotts.com](mailto:kevin.vickers@bakerbotts.com)" <[kevin.vickers@bakerbotts.com](mailto:kevin.vickers@bakerbotts.com)>  
**Subject:** RE: Request for extension

Marc:

As a supplement to my email from yesterday and in connection with Respondents' request for an extension, Respondents agree to waive the 60-day deadline for conducting a hearing under Government Code 66641.6(b). Below, I have pasted the text of my email from yesterday:

Pursuant to 14 CCR 11322(f), Respondents request an extension of the 35-day time limit set by 14 CCR 11322(a) and (c) for submitting Respondents' statement of defense in response to the Violation Report/Complaint ("VR/C") for the Imposition of Administrative Civil Penalties (Enforcement Investigation No. ER2010.013) against Mark Sanders and Westpoint Harbor, LLC. For the reasons described below and other good cause, Respondents request a reasonable extension of 179 days, which would make Respondents' statement of defense due on Friday, February 23, 2018.